



Alexandria, VA 22313-1450

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	patent application of	)	
Dieg	o BRITA et al.	)	
Seria	l No. <b>10/537,079</b>	) )	Art Unit <b>1793</b>
Filed	June 1, 2005	) )	Examiner J. E. McDonough
For	MAGNESIUM DICHLORIDE-BASED ADDUCTS AND CATALYST COMPONENTS OBTAINED THEREFROM	)	
Mail	Stop AF		
Com	missioner for Patents		
P.O.	Box 1450		

Sir:

## LETTER TRANSMITTING NOTICE OF APPEAL

Applicant hereby submits a second Notice of Appeal for the instant application (Attachment 1). An initial Notice of Appeal was filed for this case on September 17, 2007, at which time the fee of \$500 was charged to Deposit Account 08-2336 (Attachment 2). Applicant respectfully requests the fee previously paid to be applied to the second Notice of Appeal, and hereby authorizes the Commissioner to charge the difference of \$10 (i.e., the \$510 current fee minus the \$500 fee previously paid) to Deposit Account 08-2336. For this reason, this Petition is submitted in duplicate. The Commissioner is hereby authorized to debit or credit any payment due or any overpayment to Deposit Account No. 08-2336.

Respectfully submitted,

DIEGO BRITA ET A

Jarrod N. Raphael

Registration No. 55,566

Agent for Applicant

Basell USA Inc. Delaware Corporate Center II 2 Righter Parkway, Suite 300 Wilmington, DE 19803

July 22, 2008

Agent's Telephone No.: 302-683-8176 Agent's Facsimile No.: 302-1731-6408

Agent's E-mail: jarrod.raphael@lyondellbasell.com

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Signatur

Date

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PTO/SB/31 (01-08)

Docket Number (Optional)

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reby certify that this correspondence is being facsimile transmitted ne USPTO or deposited with the United States Postal Service with	In re Application of Diego BRITA et al.
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**NOTICE OF APPEAL FROM THE EXAMINER TO** 

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on Components obtained therefrom Art Unit

Signature, J.E. McDonough Typed or printe name Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) (\$510 - \$500 previously paid) Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08 - 2336 . I have enclosed a duplicate copy of this sheet. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the applicant/inventor. assignee of record of the entire interest. Jarrod N. Raphae
Typed or printed name See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) attorney or agent of record. 362 - 683 - 8176 Telephone number Registration number attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.

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forms are submitted.

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"Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313- 1450" [37 CFR 1.8(a)]	Application Number 10/537,079	Filed June 1, 2005	
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Signature	Art Unit .	Examiner	·
Typed or printed Jolene A Outten	1755	J. E. McDonough	
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attorney or agent of record.  Registration number 55,566	410-996-	1750	
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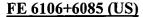
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By

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Agent for Applicant

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**Docket Number (Optional) NOTICE OF APPEAL FROM THE EXAMINER TO** FE 6106+6085 (US) THE BOARD OF PATENT APPEALS AND INTERFERENCES I hereby certify that this correspondence is being facsimile transmitted In re Application of BRITA et al. to the USPTO or deposited with the United States Postal Service with Diego sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-Application Number 1450" [37 CFR 1.8(a)] 537.079 nesium Dichbride - Based Adducts Catalyst Components obtained therefrom Signature, Art Unit J.E. McDonough Typed or printed name Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) (\$510 - \$500 Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. \_ O8 - 2336 . I have enclosed a duplicate copy of this sheet. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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	(Form PTO/SB/96)	Typed or printed name
×	attorney or agent of record.  Registration number 55, 546	302-683-8176
	,	Telephone number
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	-	Date
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